

REMARKS

The Applicants elect the claims of Group I, i.e., claims 1-14, 58-77 and 110-114, for prosecution on the merits. The election is made without traverse.

The Examiner's statement in the paper mailed 08/12/2010 that the applicant did not "indicate if the election is made with or without traverse, nor is there an indication that non-elected claims are to be withdrawn" is not understood. As is stated in 37 CFR §1.142 Requirement for Restriction:

(a)

If two or more independent and distinct inventions are claimed in a single application, the examiner in an Office action will require the applicant in the reply to that action to elect an invention to which the claims will be restricted, this official action being called a requirement for restriction (also known as a requirement for division). Such requirement will normally be made before any action on the merits; however, it may be made at any time before final action.

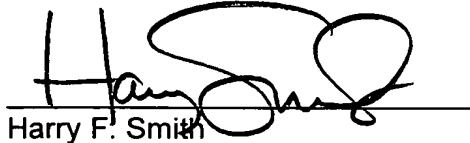
(b)

Claims to the invention or inventions not elected, if not canceled, are nevertheless withdrawn from further consideration by the examiner by the election, subject however to reinstatement in the event the requirement for restriction is withdrawn or overruled.

The undersigned Attorney does not read this portion of the Rules as requiring an explicit indication of whether the election is made with or without traverse. Further, the Rule clearly states that the claims "to the invention or inventions not elected, if not canceled, are nevertheless withdrawn from further consideration by the examiner by the election". The undersigned Attorney thus also does not read this portion of the Rules as requiring the Applicant to explicitly indicate that non-elected claims be withdrawn from consideration.

A favorable consideration that results in the allowance of claims 1-14, 58-77 and 110-114 is earnestly solicited.

Respectfully submitted:



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8/20/2010
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